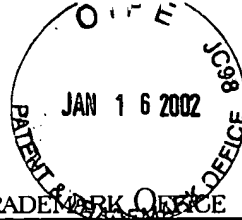




UNITED STATES PATENT AND TRADEMARK OFFICE



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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/865,281	05/29/2001	Heinz Kohler	411.35629PC2

CONFIRMATION NO. 5172

020457
ANTONELLI TERRY STOUT AND KRAUS
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VA 22209

FORMALITIES LETTER



OC000000006299883

Date Mailed: 07/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 65.**
- o This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- o A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

*Original Office copy was
returned with reply of August 8, 2001*



#5

411.35629PC2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: H. KOHLER
Serial No.: 09/865,201
Filed: May 29, 2001
For: FUSION PROTEINS OF BIOLOGICALLY ACTIVE
PEPTIDES AND ANTIBODIES
Group: 1645
Attention: Initial Patent Examination Division

REPLY TO OFFICE LETTER AND SUBMISSION OF SEQUENCE LISTING

January 16, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

A Notice to File Missing Parts was mailed on July 16, 2001, in the above-identified application. The Notice included a requirement for a signed declaration and payment of a declaration surcharge. These items were supplied with Applicant's Reply of August 8, 2001.

The Notice further contained requirements relating to the sequence listing rules. In particular, the Notice contained a requirement that a statement be submitted that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter and required that the content of the computer readable form comply with the

requirements of 37 C.F.R. 1.822 and/or 1.823. In response, Applicants provide a copy of the sequence listing in written and computer-readable forms, corrected to comply with the formal requirements of 37 C.F.R. 1.822 and/or 1.823, and provide the following statement:

Statement under 37 C.F.R. 1.821(e)-(g)


Applicant's representative submits the following Statement under 37 C.F.R. 1.821(e)-(g):

Applicant's undersigned representative hereby states that the content of the Sequence Listing of the above-captioned patent application, and the computer readable copy filed herewith on a computer disk are the same. Applicant's representative further states that the Sequence Listing adds no new matter to the application.

Kindly charge any additional fees due, or credit overpayment of fees, to Deposit Account No. 01-2135. (File No. 411.35629PC2).

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP



Ralph T. Webb
Registration No. 33,047

RTW/RTW:lcb
(703) 312-6600
Enclosures